

IN THE UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF MISSOURI  
WESTERN DIVISION

JULE TIMOTHY McCORMICK, JACK LEE  
SMITH & TARA SMITH

Plaintiffs,

vs.

BREAK THE FLOOR PRODUCTIONS,  
LLC, et. al.,

Case No. 16-04288-CV-C-NKL

Defendants.

---

**STIPULATED MOTION FOR DISMISSAL WITH PREJUDICE**

Plaintiffs, Jule McCormick, Jack Smith and Tara Smith, and Defendants, Break the Floor Productions, LLC and Victor Espinal, (collectively the “parties”) pursuant to Fed. R. Civ. P. 41(a)(2) and (c), hereby move for an order dismissing all claims between the parties in this action WITH PREJUDICE, with each party to bear its own costs, expenses and attorneys’ fees.

Dated: February 13, 2017

**Respectfully submitted,**

By: /s/ Elizabeth S. Washam  
Amy Collignon Gunn #45016 MO  
Elizabeth S. Washam #68469 MO  
800 Market Street, Ste. 1700  
St. Louis, MO 63101  
Phone: (314) 241-2929  
Fax: (314) 241-2029  
[agunn@simonlawpc.com](mailto:agunn@simonlawpc.com)  
[ewasham@simonlawpc.com](mailto:ewasham@simonlawpc.com)  
*Attorneys for Plaintiffs*

and

By: /s/ Daniel T. Rabbitt  
Daniel T. Rabbitt, #18652 MO  
John H. Marshall, #24422 MO  
THE RABBITT LAW FIRM, LLC  
231 S. Bemiston, Ste. 1200  
St. Louis, Missouri 63105  
314-881-6600  
314-881-6611 (Fax)  
[rabbitt@rabbittlawfirm.com](mailto:rabbitt@rabbittlawfirm.com)  
[marshall@rabbittlawfirm.com](mailto:marshall@rabbittlawfirm.com)  
*ATTORNEY FOR DEFENDANTS*

**CERTIFICATE OF SERVICE**

I hereby certify that a copy of the foregoing was served upon all counsel of record this 13<sup>th</sup> day of February, 2017 via the Court's CM/ECF system.

/s/ Daniel T. Rabbitt